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7 UNITED STATES DISTRICT COURT
8 WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

9 GERALD SIEGRIST, individually and on
10 behalf of all others similarly situated;
11 PATRICIA SIEGRIST, individually and on
behalf of others similarly situated,
Plaintiffs,

12 v.

13 REEDHEIN & ASSOCIATES d/b/a
14 TIMESHARE EXIT TEAM; MAKAYMAX
15 INC.; HEIN & SONS INDUSTRIES, INC.;
16 BRANDON REED, individually; and
TREVOR HEIN, individually,

17 Defendants.

18 PHILLIP ISAACS, REBECCA H. ISSACS,
19
20 Plaintiffs,

21 REEDHEIN & ASSOCIATES d/b/a
22 TIMESHARE EXIT TEAM; MAKAYMAX
23 INC.; HEIN & SONS INDUSTRIES, INC.;
BRANDON REED, individually; and
TREVOR HEIN, individually,

24 Defendants.
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Case No. C21-588 MJP

STIPULATION AND ORDER

LCR 10(g)

Case No. C21-589 MJP

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2 This stipulation is between the plaintiffs in both of the above-named actions
3 (collectively “plaintiffs”) on the one hand and Defendants Reed Hein & Associates, Brandon
4 Reed, and Makaymax, Inc. (collectively “the stipulating defendants”) on the other. Those
5 parties stipulate:
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7 **a. Conference and Joint Status Report**

8 1. On May 11, 2021, this Court ordered the parties to confer about consolidating
9 the above-named cases and issue a joint status report to the Court on May 25, 2021.

10 2. Counsel for the plaintiffs and stipulating defendants conferred on May 11, May
11 13, May 18, and May 20, 2021 and agreed to ask the Court to remand the cases to Washington
12 State Superior Court for Snohomish County.
13

14 **b. Remand**

15 1. On May 3, 2021, the stipulating defendants removed the above-named cases to
16 this Court, arguing removal was proper under 28 U.S.C. §§ 1332(d), 1441, 1453(b) *et seq.*

17 2. On May 17, 2021, the *Isaacs* plaintiffs filed a motion to remand the *Isaacs*
18 case, arguing that removal was improper under 28 U.S.C. §1332(d) *et seq.*
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20 3. On May 19, 2021, both the *Isaacs* and *Siegrist* plaintiffs filed amended
21 complaints without any class allegations. The matter in controversy in the Amended
22 Complaint in the *Isaacs* case does not exceed the sum or value of \$75,000 exclusive of
23 interest and costs.
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1 4. On May 20, 2021, the *Siegrist* plaintiffs filed a motion to remand their initial
2 class action complaint, arguing that removal was improper under 28 U.S.C. §1332(d) *et seq.*

3 5. The parties dispute whether removal was proper. However, the parties agree
4 and stipulate this Court does not have jurisdiction in light of the amended complaints.
5

6 6. Based on these agreements and stipulations, the parties jointly propose that the
7 Court enter the order below.

8 IT IS SO STIPULATED this 25th day of May, 2021.

9 By: s/ Gregory Albert

By: s/ Steven W. Fogg

By: s/ Jack M. Lovejoy

By: s/ John T. Bender

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I. ORDER

These matters came before the Court on the parties' stipulation filed in both matters. (Dkt. No. 14.) The Court has reviewed the stipulations and the records and files herein and is fully advised. Now therefore, it is ORDERED:

1. The pending motion for remand and for attorney fees in the *Isaacs* case (21-cv-00589-MJP, Dkt. No. 13) is struck.

2. The pending motion for remand and for attorney fees in the *Siegrist* case (21-cv-00588-MJP, Dkt. No. 13) is struck.

3. In light of the stipulation above, both cases are REMANDED to the Superior Court for Snohomish County.

4. The Court's May 11 Order requiring the parties to file a joint status report by May 25 is vacated as moot in light of this Order.

DATED this 26th day of May, 2021.



Marsha J. Pechman
United States Senior District Judge